



General Assembly

January Session, 2013

***Raised Bill No. 6507***

LCO No. 3749



Referred to Committee on EDUCATION

Introduced by:  
(ED)

***AN ACT CONCERNING A SLIDING TUITION SCALE FOR  
PRESCHOOL PROGRAMS OFFERED AT INTERDISTRICT MAGNET  
SCHOOL PROGRAMS.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1       Section 1. (NEW) (*Effective from passage*) For the fiscal year ending  
2       June 30, 2014, and each fiscal year thereafter, the Department of  
3       Education, in consultation with the Department of Social Services,  
4       shall develop a sliding tuition scale based on family income to be used  
5       in the calculation of the amount that a regional educational service  
6       center operating an interdistrict magnet school offering a preschool  
7       program may charge for tuition to the parent or guardian of a child  
8       enrolled in such preschool program pursuant to section 10-264l or  
9       section 10-264o of the general statutes, as amended by this act.

10       Sec. 2. Subsection (k) of section 10-264l of the general statutes is  
11       repealed and the following is substituted in lieu thereof (*Effective July*  
12       *1, 2013*):

13       (k) [For the fiscal year ending June 30, 2009, any tuition charged to a  
14       local or regional board of education by a regional educational service

15 center operating an interdistrict magnet school shall be in an amount  
16 equal to at least seventy-five per cent of the difference between (1) the  
17 average per pupil expenditure of the magnet school for the prior fiscal  
18 year, and (2) the amount of any per pupil state subsidy calculated  
19 under subsection (c) of this section plus any revenue from other  
20 sources calculated on a per pupil basis. For the fiscal year ending June  
21 30, 2010, any tuition charged to a local or regional board of education  
22 by a regional educational service center operating an interdistrict  
23 magnet school for any student enrolled in such interdistrict magnet  
24 school shall be in an amount equal to at least ninety per cent of the  
25 difference between (A) the average per pupil expenditure of the  
26 magnet school for the prior fiscal year, and (B) the amount of any per  
27 pupil state subsidy calculated under subsection (c) of this section plus  
28 any revenue from other sources calculated on a per pupil basis.] (1) For  
29 the fiscal year ending June 30, [2011] 2014, and each fiscal year  
30 thereafter, any tuition charged to a local or regional board of education  
31 by a regional educational service center operating an interdistrict  
32 magnet school or any tuition charged by the Hartford school district  
33 operating the Great Path Academy on behalf of Manchester  
34 Community College for any student enrolled [in a preschool program  
35 or] in kindergarten to grade twelve, inclusive, in such interdistrict  
36 magnet school shall be in an amount equal to the difference between  
37 [(i)] (A) the average per pupil expenditure of the magnet school for the  
38 prior fiscal year, and [(ii)] (B) the amount of any per pupil state  
39 subsidy calculated under subsection (c) of this section plus any  
40 revenue from other sources calculated on a per pupil basis. If any such  
41 board of education fails to pay such tuition, the commissioner may  
42 withhold from such board's town or towns a sum payable under  
43 section 10-262i in an amount not to exceed the amount of the unpaid  
44 tuition to the magnet school and pay such money to the fiscal agent for  
45 the magnet school as a supplementary grant for the operation of the  
46 interdistrict magnet school program. In no case shall the sum of such  
47 tuitions exceed the difference between [(I)] (i) the total expenditures of  
48 the magnet school for the prior fiscal year, and [(II)] (ii) the total per

49 pupil state subsidy calculated under subsection (c) of this section plus  
50 any revenue from other sources. The commissioner may conduct a  
51 comprehensive financial review of the operating budget of a magnet  
52 school to verify such tuition rate.

53 (2) For the fiscal year ending June 30, 2014, and each fiscal year  
54 thereafter, a regional educational service center operating an  
55 interdistrict magnet school offering a preschool program may charge  
56 tuition to the parent or guardian of a child enrolled in such preschool  
57 program in an amount that is in accordance with the sliding tuition  
58 scale adopted by the State Board of Education pursuant to section 1 of  
59 this act. Such tuition shall not exceed an amount equal to the difference  
60 between (A) the average per pupil expenditure of the preschool  
61 program offered at the magnet school for the prior fiscal year, and (B)  
62 the amount of any per pupil state subsidy calculated under subsection  
63 (c) of this section plus any revenue from other sources calculated on a  
64 per pupil basis. The commissioner may conduct a comprehensive  
65 financial review of the operating budget of any such magnet school  
66 charging such tuition to verify such tuition rate.

67 Sec. 3. Section 10-264o of the general statutes is repealed and the  
68 following is substituted in lieu thereof (*Effective July 1, 2013*):

69 (a) Notwithstanding any provision of this chapter, interdistrict  
70 magnet schools that begin operations on or after July 1, 2008, pursuant  
71 to the 2008 stipulation and order for Milo Sheff, et al. v. William A.  
72 O'Neill, et al., as determined by the Commissioner of Education, may  
73 operate without district participation agreements and enroll students  
74 from any district through a lottery designated by the commissioner.  
75 [For the fiscal year ending June 30, 2009, any tuition charged to a local  
76 or regional board of education by a regional educational service center  
77 operating such an interdistrict magnet school shall be in an amount  
78 equal to at least seventy-five per cent of the difference between the  
79 estimated per pupil cost less the state magnet grant pursuant to  
80 subsection (c) of section 10-264l and any revenue from other sources as

81 determined by the interdistrict magnet school operator. For the fiscal  
82 year ending June 30, 2010, any tuition charged to a local or regional  
83 board of education by a regional educational service center operating  
84 an interdistrict magnet school for any student enrolled in such  
85 interdistrict magnet school shall be in an amount equal to at least  
86 ninety per cent of the difference between (1) the average per pupil  
87 expenditure of the magnet school for the prior fiscal year, and (2) the  
88 amount of any per pupil state subsidy calculated under subsection (c)  
89 of section 10-264~~l~~ plus any revenue from other sources calculated on a  
90 per pupil basis.]

91 (b) For the fiscal year ending June 30, ~~[2011]~~ 2014, and each fiscal  
92 year thereafter, any tuition charged to a local or regional board of  
93 education by a regional educational service center operating an  
94 interdistrict magnet school that began operations on or after July 1,  
95 2008, pursuant to the 2008 stipulation and order for Milo Sheff, et al. v.  
96 William A. O'Neill, et al., as determined by the Commissioner of  
97 Education, for any student enrolled [in a preschool program or] in  
98 kindergarten to grade twelve, inclusive, in such interdistrict magnet  
99 school shall be in an amount equal to the difference between [(A)] (1)  
100 the average per pupil expenditure of the magnet school for the prior  
101 fiscal year, and [(B)] (2) the amount of any per pupil state subsidy  
102 calculated under subsection (c) of section 10-264~~l~~ plus any revenue  
103 from other sources calculated on a per pupil basis. If any such board of  
104 education fails to pay such tuition, the commissioner may withhold  
105 from such board's town or towns a sum payable under section 10-262i  
106 in an amount not to exceed the amount of the unpaid tuition to the  
107 magnet school and pay such money to the fiscal agent for the magnet  
108 school as a supplementary grant for the operation of the interdistrict  
109 magnet school program. In no case shall the sum of such tuitions  
110 exceed the difference between [(i)] (A) the total expenditures of the  
111 magnet school for the prior fiscal year, and [(ii)] (B) the total per pupil  
112 state subsidy calculated under subsection (c) of section 10-264~~l~~ plus  
113 any revenue from other sources. The commissioner may conduct a

114 comprehensive review of the operating budget of a magnet school to  
115 verify such tuition rate.

116 (c) For the fiscal year ending June 30, 2014, and each fiscal year  
117 thereafter, a regional educational service center operating an  
118 interdistrict magnet school that began operations on or after July 1,  
119 2008, pursuant to the 2008 stipulation and order for Milo Sheff, et al. v.  
120 William A. O'Neill, et al., as determined by the Commissioner of  
121 Education, and offers a preschool program may charge tuition to the  
122 parent or guardian of a child enrolled in such preschool program in an  
123 amount that is in accordance with the sliding tuition scale adopted by  
124 the State Board of Education pursuant to section 1 of this act. Such  
125 tuition shall not exceed an amount equal to the difference between (1)  
126 the average per pupil expenditure of the preschool program offered at  
127 the magnet school for the prior fiscal year, and (2) the amount of any  
128 per pupil state subsidy calculated under subsection (c) of section 10-  
129 264l plus any revenue from other sources calculated on a per pupil  
130 basis. The commissioner may conduct a comprehensive review of the  
131 operating budget of any such magnet school charging such tuition to  
132 verify such tuition rate.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>from passage</i>	New section
Sec. 2	<i>July 1, 2013</i>	10-264l(k)
Sec. 3	<i>July 1, 2013</i>	10-264o

**Statement of Purpose:**

To require the Department of Education, in consultation with the Department of Social Services, to develop a sliding tuition scale based on family income to be used in the calculation of the amount that a regional educational service center operating an interdistrict magnet school offering a preschool program may charge for tuition to the parent or guardian of a child enrolled in such preschool program.

*[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]*